

IN THE UNITED STATES District Court
FOR THE DISTRICT OF DELAWARE

JAMES A. WILSON,
Plaintiff,

CA. NO. 05-399-JJF

v.

Stanely Taylor, et, al

AFFIDAVIT OF James A. Wilson

I, JAMES WILSON, having been duly sworn by
LAW, do hereby depose and state as follows:

- 1) I was denied equal protection, and was discriminated against, along with Retalitory Actions from Mike Deloy (Warden) and Rick Kearney Chief for the Bureau of Prisons.
- 2) % Karl Portline informed me that the institution was trying to move me because I wrote grievances my 1st Amendment to Right.
- 3) Mike Deloy informed me that I was not going back to merit building and that they did not know what they was going to do with me.
- 4) I informed Corp. V. Watson that an inmate by name of Chris Walker told me that % Diaz

- told him that if he found any information out about her he would bring him in some food.
- 5.) Warden Mike Deloy approved my movement to A.S.D.A.
 - 6.) Corp. Stolezambach wrote me up a Black inmate and did not write up two white inmates.
 - 7.) I wrote a grievance and talked to LT/Hollis who informed me that Corp. Stolezambach can write up who he want and not write up who he want (meaning Black and white inmates).
 - 8.) Warden Rick Kearney was notified and nothing was done see grievances.
 - 9.) S.C.I. is practicing unfair policy toward black inmates when it comes to classification, jobs, and housing.

James A. Williams

Subscribed to before me this
2nd day of August 2007

Timothy J. Marts
Notary Public

Commission expires: June 14, 2008

JAMES WILSON, et al

Plaintiff,

V.

STANLEY TAYLOR, et al.

C.A. No. 05-399-JJF

I, Rick Kearney, having been duly sworn by law, do hereby depose and state as follows:

1. I am employed by the State of Delaware Department of Correction ("DOC") as the Bureau Chief for the Bureau of Prisons. At all times relevant to the allegations in the Complaint, I held the position of Warden at Sussex Correctional Institution. ("SCI"). I held that position from January 1994 until February 2007.

2. I have read the plaintiffs' complaint and dispute the allegations therein.

3. Plaintiff Wilson was transferred from the Merit Building in March of 2006. Wilson was transferred because of an ongoing investigation involving multiple parties. I assigned Staff Lt. Messick to conduct an institutional investigation and report his findings to me.

4. Staff Lt. Messick conducted the investigation and interviewed several parties, including James Wilson. I reviewed the results and made the determination that Wilson could not be returned to the Merit Building.

5. This determination was made because of the findings from the investigation. Wilson was not transferred for writing grievances. Wilson was transferred for legitimate security reasons within the institution.

6. Wilson wrote to me in April of 2006 (letter attached hereto as Exhibit H-1) regarding his classification and status. I responded by memorandum (attached hereto as Exhibit H-2) on May 5, 2006 and informed him that his classification and status would be determined upon conclusion of the investigation.

7. The investigation results were submitted to me in May of 2006 and Wilson was classified by the Multi-disciplinary Team ("MDT") to the Delaware Correctional Center ("DCC.") Greentree program on May 31, 2006 (attached hereto as Exhibit H-3). This classification was approved and Wilson was transferred to DCC on June 6, 2006.

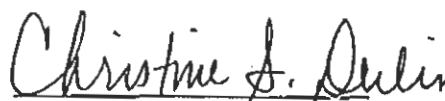
Equal Protection Claims

8. SCI. does not maintain policies that racially discriminate. Classification, security level, employment, treatment, programming, education, and disciplinary decisions are all subject to a multi-level process and review within the institution. The process requires approval or denial at several levels, each involving different staff, including treatment workers, correctional officers, and administrative level workers. Race does not play a factor in any decision made at any level.

9. I have made these statements based upon my personal knowledge, specialized training, and experience as an employee of the Department of Correction.


Rick Kearney

SWORN AND SUBSCRIBED before me this 20th day of July, 2007.


Notary

Christine S. Dulin
My Commission Expires
August 18, 2007

RECEIVED

MAY 01 2006

SCI WARDEN'S OFFICE

IN THE NAME OF ALLAH, THE BENEFICENT, THE MERCIFUL,

AS-SALAMU-ALAIKUM
(Peace be unto you)

4/29/06

May this letter find you in the best of health,
mentally, physically and spiritually.

This letter is to inquire about why am I still placed
in the P.I. build? Also, how long is this investigation?

There is a room in the merit building open and I
request and suggest that I be given this room

Firstly, I have done nothing wrong to be moved from the
merit building.

Therefore, my rights to procedural due process is being
violated, see BROWN V. PLAUT, 131 F.3d 163, 169 (D.C. Cir. 1997)
inmate's placement in administrative segregation would violate
due process clause if inmate had liberty interest in avoiding
segregation and inmate did not receive due process)

HARPER V. YOUNG, 64 F.3d 563, 566 (10th Cir. 1995) (inherent constitution.
liberty interests arise when prisoner has acquired substantial
freedom such that deprivation requires due process protection).

Right to equal treatment: I know that there was a
inmate under investigation in the merit building and
his room (cell) was held for him and when he was

000409

H-1

EXONERATED he was given his EXACT cell back and his investigation did NOT exceed the exact limits of investigation

SEE DEWALT V. CARTER, 224 F.3d 607, 619 (7th Cir. 2000)
Also, ATKINSON V. TAYLOR, 316 F.3d 257, 270, 3d Cir. 2003)

Inmate Wilson is not being equally treated when it comes to investigation as other inmate has been.

Lastly, because I told the truth I should not have been Retaliated against. I was moved for speaking the Truth not an investigation, Therefore, I was being Retaliated against.

SEE CORNELL V. WOODS, 69 F.3d 1383, 1387, (8th Cir. 1995)
(1st amendment implicated because prisoner alleged Transfer in Retaliation for cooperating with misconduct investigation of prison guard).

Prison officials may not Retaliate against a prisoner for exercising his First amendment Right.

My liberties has been taken from me and you have the authority to Restore them back. I'm asking to be moved back to the Mecit building and restored ALL liberties.

James A. Wilson
cc: Deputy Warden
Ben Schwartz Csg.

D00410

Memorandum

Date: 5/5/2006

To: James Wilson

From: Warden Kearney *R. K.*

RE: Correspondence

I received your letter dated April 29, 2006. Your classification and housing will be determined at the conclusion of the investigation that is being conducted by S/Lt. Messick.

Cc. S/Lt. Messick

P. Ditto

5/5/2006

1

H-2

000408

GRIEVANCE REPORT**OFFENDER GRIEVANCE INFORMATION**

Offender Name : WILSON, JAMES A J	SBI# : 00163663	Institution : SCI
Grievance # : 17639	Grievance Date : 09/19/2005	Category : Individual
Status : Non Grievable	Resolution Status :	Resol. Date :
Grievance Type: Staff Issues	Incident Date : 09/19/2005	Incident Time : 00:01
IGC : Atallian, Michael J	Housing Location : Bldg V, Tier C, Cell 6, Top	

OFFENDER GRIEVANCE DETAILS

Description of Complaint: Inmate states that Cpl. Stolzenbach pulled his mace on him for no reason. Says he yelled in his face for no reason. He is constantly harrassing me about the clasroom, last time told me to shut up. It appears nothing is being done by his continued harrassement, and I'm beginning to believe that his disrespectful actions towards me is because I am black or a muslim. I have yet to see him get loud with a white inmate or show disrespect towards them.

Remedy Requested : I want harrassement charges filed against him immediately and I want a restraining order against this officer.

INDIVIDUALS INVOLVED

Type	SBI #	Name
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ADDITIONAL GRIEVANCE INFORMATION

Medical Grievance : NO	Date Received by Medical Unit :
Investigation Sent :	Investigation Sent To : Hollis, James W
Grievance Amount :	

INFORMAL RESOLUTION

OFFENDER GRIEVANCE INFORMATION

Offender Name : WILSON, JAMES A J	SBI# : 00163663	Institution : SCI
Grievance # : 17639	Grievance Date : 09/19/2005	Category : Individual
Status : Non Grievable	Resolution Status:	Inmate Status :
Grievance Type: Staff Issues	Incident Date : 09/19/2005	Incident Time : 00:01
IGC : Atallian, Michael J	Housing Location :Bldg V, Tier C, Cell 6, Top	

INFORMAL RESOLUTION

Investigator Name : Hollis, James W Date of Report 09/22/2005

Investigation Report : action is beyond the scope of my power, however, Cpl. Stolzenbach has been told when he has a problem with an inmate to write him up.

Reason for Referring:

Offender's Signature: _____

Date : _____

Witness (Officer) : _____

GEORGETOWN DE, 19947
Phone No. 302-856-5280**GRIEVANCE INFORMATION - IGC****OFFENDER GRIEVANCE INFORMATION**

Offender Name : WILSON, JAMES A J	SBI# : 00163663	Institution : SCI
Grievance # : 17639	Grievance Date : 09/19/2005	Category : Individual
Status : Non Grievable	Resolution Status :	Inmate Status :
Grievance Type: Staff Issues	Incident Date : 09/19/2005	Incident Time : 00:01
IGC : Atallian, Michael J	Housing Location : Bldg V, Tier C, Cell 6, Top	

IGC**Medical Provider:****Date Assigned****Comments:**

Supervisor made aware of complaint.

Action requested is not withing scope of grievance procedure.

4.4 is an administrative remedy only.

☐ Forward to MGC ☐ Forward to Medical Provider ☒ Warden Notified☐ Forward to RGC **Date Forwarded to MGC :** 09/25/2005☐ Offender Signature Captured **Date Offender Signed :**

GEORGETOWN DE, 19947
Phone No. 302-856-5280**GRIEVANCE REPORT****OFFENDER GRIEVANCE INFORMATION**

Offender Name : WILSON, JAMES A J	SBI# : 00163663	Institution : SCI
Grievance # : 17878	Grievance Date : 09/19/2005	Category : Individual
Status : Non Grievable	Resolution Status :	Resol. Date :
Grievance Type: Staff Issues	Incident Date : 09/19/2005	Incident Time : 00:01
IGC : Atallian, Michael J	Housing Location : Bldg V, Tier C, Cell 6, Top	

OFFENDER GRIEVANCE DETAILS

Description of Complaint: Inmate states that Cpl. Stolenbach pulled his mace on him and yelled in his face for no reason. Says he constantly harrasses him, and last time told him to shut up. Says he believes he is picking on him because he is black or a muslim. Says he does not yell at white inmates.

Remedy Requested : I want harrassement charges filed against him immediately, and I want a restraining order against this officer.

INDIVIDUALS INVOLVED

Type	SBI #	Name
------	-------	------

ADDITIONAL GRIEVANCE INFORMATION

Medical Grievance : NO	Date Received by Medical Unit :
Investigation Sent :	Investigation Sent To :
Grievance Amount :	

DELAWARE CORRECTIONAL INSTITUTION
PO Box 500
GEORGETOWN DE, 19947
Phone No. 302-856-5280

GRIEVANCE INFORMATION - IGC

OFFENDER GRIEVANCE INFORMATION

Offender Name : WILSON, JAMES A J	SBI# : 00163663	Institution : SCI
Grievance # : 17878	Grievance Date : 09/19/2005	Category : Individual
Status : Non Grievable	Resolution Status :	Inmate Status :
Grievance Type : Staff Issues	Incident Date : 09/19/2005	Incident Time : 00:01
IGC : Atallian, Michael J	Housing Location : Bldg V, Tier C, Cell 6, Top	

IGC

Medical Provider:

Date Assigned

Comments:

Duplicate issue see case #17639

☐ Forward to MGC ☐ Forward to Medical Provider ☒ Warden Notified

☐ Forward to RGC **Date Forwarded to MGC** : 09/27/2005

☐ Offender Signature Captured **Date Offender Signed** :

INFORMAL RESOLUTION

OFFENDER GRIEVANCE INFORMATION

Offender Name : WILSON, JAMES A J	SBI# : 00163663	Institution : SCI
Grievance # : 17878	Grievance Date : 09/19/2005	Category : Individual
Status : Non Grievable	Resolution Status:	Inmate Status :
Grievance Type: Staff Issues	Incident Date : 09/19/2005	Incident Time : 00:01
IGC : Atallian, Michael J	Housing Location :Bldg V, Tier C, Cell 6, Top	

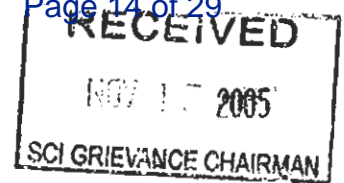
INFORMAL RESOLUTION

Offender's Signature: _____

Date : _____

Witness (Officer) : _____

FORM #584

GRIEVANCE FORMFACILITY: Georgetown (S.C.I.)DATE: 11/07/05GRIEVANT'S NAME: James WilsonSBI#: 163663CASE#: 20008

TIME OF INCIDENT: _____

HOUSING UNIT: Merit/East

BRIEFLY STATE THE REASON FOR THIS GRIEVANCE. GIVE DATES AND NAMES OF OTHERS INVOLVED IN THE INCIDENT OR ANY WITNESSES.

on the above date I received a write-up for non-dangerous contraband. However, there ^{were} two other inmates whom are white who did not receive write-ups for the contraband that was found in their room.

It was Cpl. Stolzenbach who wrote me and my cell-mate up. This officer has been Grieved by me in the past for harassment because I'm a Muslim and because I'm black. This only gives credence to my last grievance which stated that I'm yet to see Cpl. Stolzenbach write up, yell or disrespect a white inmate. All of this has been done under the acceptance of other Superiors. Cpl. Stolzenbach has demonstrated bias and racial profiling and nothing has been done about it. This is my second Grievance concerning this is:

ACTION REQUESTED BY GRIEVANT: Would like for officer to take Racial Discrimination (iss along with his superiors who allow him to display such behavior. His action reflects the Departments Mentality when it comes to black Inmates.

GRIEVANT'S SIGNATURE: James A. WilsonDATE: 11/07/05

WAS AN INFORMAL RESOLUTION ACCEPTED? _____

(YES) _____ (NO) _____

(COMPLETE ONLY IF RESOLVED PRIOR TO HEARING)

GRIEVANT'S SIGNATURE: _____

DATE: 11/07/05

IF UNRESOLVED, YOU ARE ENTITLED TO A HEARING BY THE RESIDENT GRIEVANCE COMMITTEE.

INSTITUTION FILE
GRIEVANT

April '97 REV

Disciplinary Action
Now Available

B00101

GRIEVANCE REPORT

OFFENDER GRIEVANCE INFORMATION

Offender Name : WILSON, JAMES A J	SBI# : 00163663	Institution : SCI
Grievance # : 20008	Grievance Date : 11/07/2005	Category : Individual
Status : Non Grievable	Resolution Status :	Resol. Date :
Grievance Type: Disciplinary	Incident Date : 11/07/2005	Incident Time : 00:01
IGC : Atallian, Michael J	Housing Location : Bldg V, Tier C, Cell 6, Top	

OFFENDER GRIEVANCE DETAILS

Description of Complaint: Inmate states that he was shookdown by Cpl. Stolzenback, along with two other cells, says that contraband was found in all 3 cells, but only him and his cellmate were written up, says the other inmate were white.

Remedy Requested : Would like for officer to take racial discrimination class along with his superiors who allow him to display such behaviors.

INDIVIDUALS INVOLVED

Type	SBI #	Name
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ADDITIONAL GRIEVANCE INFORMATION

Medical Grievance : NO	Date Received by Medical Unit :
Investigation Sent :	Investigation Sent To :
Grievance Amount :	

GEORGETOWN DE, 19947
Phone No. 302-856-5280

INFORMAL RESOLUTION

OFFENDER GRIEVANCE INFORMATION

Offender Name : WILSON, JAMES A J	SBI# : 00163663	Institution : SCI
Grievance # : 20008	Grievance Date : 11/07/2005	Category : Individual
Status : Non Grievable	Resolution Status:	Inmate Status :
Grievance Type: Disciplinary	Incident Date : 11/07/2005	Incident Time : 00:01
IGC : Atallian, Michael J	Housing Location : Bldg V, Tier C, Cell 6, Top	

INFORMAL RESOLUTION

Offender's Signature: _____

Date : _____

Witness (Officer) : _____

DELAWARE DELAWARE
 SUSSEX CORRECTIONAL INSTITUTION
 PO Box 500
 GEORGETOWN DE, 19947
 Phone No. 302-856-5280

GRIEVANCE INFORMATION - IGC

OFFENDER GRIEVANCE INFORMATION

Offender Name : WILSON, JAMES A J	SBI# : 00163663	Institution : SCI
Grievance # : 20008	Grievance Date : 11/07/2005	Category : Individual
Status : Non Grievable	Resolution Status :	Inmate Status :
Grievance Type: Disciplinary	Incident Date : 11/07/2005	Incident Time : 00:01
IGC : Atallian, Michael J	Housing Location : Bldg V, Tier C, Cell 6, Top	

IGC

Medical Provider:

Date Assigned

Comments:

Discipline is not grievable.

☐ Forward to MGC ☐ Forward to Medical Provider ☒ Warden Notified

☐ Forward to RGC Date Forwarded to MGC : 11/13/2005

☐ Offender Signature Captured Date Offender Signed : :

GRIEVANCE REPORT**OFFENDER GRIEVANCE INFORMATION**

Offender Name : WILSON, JAMES A J	SBI# : 00163663	Institution : SCI
Grievance # : 23696	Grievance Date : 02/05/2006	Category : Individual
Status : Resolved	Resolution Status : Level 2	Resol. Date : 03/03/2006
Grievance Type: Staff Issues	Incident Date : 02/05/2006	Incident Time : 00:01
IGC : Atallian, Michael J	Housing Location : Bldg V, Tier C, Cell 6, Top	

OFFENDER GRIEVANCE DETAILS

Description of Complaint: I was informed by Cpl. Stolzenback that I can not read a newspaper in the classroom, However I could write a letter or use the typewriter. They do a number of things in the classroom, write letters, read books, play guitar, repair glasses, then he divides us.

Remedy Requested : He is showing discriminating actions toward me.

INDIVIDUALS INVOLVED

Type	SBI #	Name
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ADDITIONAL GRIEVANCE INFORMATION

Medical Grievance : NO	Date Received by Medical Unit :
Investigation Sent :	Investigation Sent To : Hollis, James W
Grievance Amount :	

GEORGETOWN DE, 19947
Phone No. 302-856-5280**INFORMAL RESOLUTION****OFFENDER GRIEVANCE INFORMATION**

Offender Name : WILSON, JAMES A J	SBI# : 00163663	Institution : SCI
Grievance # : 23696	Grievance Date : 02/05/2006	Category : Individual
Status : Resolved	Resolution Status: Level 2	Inmate Status :
Grievance Type: Staff Issues	Incident Date : 02/05/2006	Incident Time : 00:01
IGC : Atallian, Michael J	Housing Location : Bldg V, Tier C, Cell 6, Top	

INFORMAL RESOLUTION**Investigator Name :** Hollis, James W**Date of Report :** 02/17/2006**Investigation Report :** I have never noticed any other inmate in the classroom only reading a newspaper. This room is intended for inmates to work on legal work or letters or other projects.**Reason for Referring:****Offender's Signature:** _____**Date :** _____**Witness (Officer) :** _____

GRIEVANCE INFORMATION - IGC

OFFENDER GRIEVANCE INFORMATION

Offender Name : WILSON, JAMES A J	SBI# : 00163663	Institution : SCI
Grievance # : 23696	Grievance Date : 02/05/2006	Category : Individual
Status : Resolved	Resolution Status : Level 2	Inmate Status :
Grievance Type: Staff Issues	Incident Date : 02/05/2006	Incident Time : 00:01
IGC : Atallian, Michael J	Housing Location : Bldg V, Tier C, Cell 6, Top	

IGC

Medical Provider: **Date Assigned**

Comments:

Inmate will not appeal Wardens decision.

☐ Forward to MGC ☐ Forward to Medical Provider ☒ Warden Notified

☒ Forward to RGC **Date Forwarded to MGC :** 02/24/2006

☒ Offender Signature Captured **Date Offender Signed :** 03/03/2006

GRIEVANCE INFORMATION - RGC

OFFENDER GRIEVANCE INFORMATION

Offender Name : WILSON, JAMES A J	SBI# : 00163663	Institution : SCI
Grievance # : 23696	Grievance Date : 02/05/2006	Category : Individual
Status : Resolved	Resolution Status : Level 2	Inmate Status :
Grievance Type: Staff Issues	Incident Date : 02/05/2006	Incident Time : 00:01
IGC : Atallian, Michael J	Housing Location : Bldg V, Tier C, Cell 6, Top	

RGC

Date Received : 02/24/2006 **Date of Recommendation:** 03/02/2006

GRIEVANCE COMMITTEE MEMBERS

Person Type	SBI #	Name	Vote
Inmate	00362115	PATTERSON, ROB L J	Deny
Inmate	00092096	ANDREWS, DAVID P	Deny
Staff		Deel, James E	Deny
Staff		Cordrey, Gerald M Jr	Deny
Staff		West, Darrick E	Abstain

VOTE COUNT

Uphold : 0 **Deny :** 4 **Abstain :** 1

TIE BREAKER

Person Type	SBI #	Name	Vote
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RECOMMENDATION

Committee denies request, because this is not within our power.

SCI Sussex Correctional Institution

PO Box 500

GEORGETOWN DE, 19947

Phone No. 302-856-5280

Date: 03/02/2006

GRIEVANCE INFORMATION - WARDEN

OFFENDER GRIEVANCE INFORMATION

Offender Name : WILSON, JAMES A J	SBI# : 00163663	Institution : SCI
Grievance # : 23696	Grievance Date : 02/05/2006	Category : Individual
Status : Unresolved	Resolution Status :	Inmate Status :
Grievance Type: Staff Issues	Incident Date : 02/05/2006	Incident Time : 00:01
IGC : Atallian, Michael J	Housing Location : MERIT, EAST, Cell 212, Bed B	

REFERRED TO

Due Date : Referred to: Name:

Type of Information Requested :

DECISION

Date Received : 03/02/2006

Decision Date : 03/02/2006 Vote : Deny

Comments :

Rich Keeney
WARDEN / WARDEN'S DESIGNEE SIGNATURE

I WISH TO APPEAL THIS TO THE BUREAU GRIEVANCE OFFICER (B.G.O.)

YES: ☒

NO: ☒

James A. Wilson
GRIEVANT'S SIGNATURE

3/3/06
DATE

Atallian, Michael J
I.G.C. SIGNATURE

3-3-06
DATE

GRIEVANCE REPORT

OFFENDER GRIEVANCE INFORMATION

Offender Name : WILSON, JAMES A J	SBI# : 00163663	Institution : SCI
Grievance # : 23695	Grievance Date : 02/08/2006	Category : Individual
Status : Resolved	Resolution Status : Level 2	Resol. Date : 03/03/2006
Grievance Type: Staff Issues	Incident Date : 02/08/2006	Incident Time : 00:01
IGC : Atallian, Michael J	Housing Location : Bldg V, Tier C, Cell 6, Top	

OFFENDER GRIEVANCE DETAILS

Description of Complaint: Cpl. Stolzenback came into the classroom abd had me move to the other side of the classroom for no reason but to harass me. He has never put up the divider to seperate the sides or have the inmates split up while in the area.

Remedy Requested : For him to stop harrassing me and demonstrating bias and racial actions towards black inmates.

INDIVIDUALS INVOLVED

Type	SBI #	Name
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ADDITIONAL GRIEVANCE INFORMATION

Medical Grievance : NO	Date Received by Medical Unit :
Investigation Sent :	Investigation Sent To : Hollis, James W
Grievance Amount :	

INFORMAL RESOLUTION

OFFENDER GRIEVANCE INFORMATION

Offender Name : WILSON, JAMES A J	SBI# : 00163663	Institution : SCI
Grievance # : 23695	Grievance Date : 02/08/2006	Category : Individual
Status : Resolved	Resolution Status: Level 2	Inmate Status :
Grievance Type: Staff Issues	Incident Date : 02/08/2006	Incident Time : 00:01
IGC : Atallian, Michael J	Housing Location :Bldg V, Tier C, Cell 6, Top	

INFORMAL RESOLUTION

Investigator Name : Hollis, James W

Date of Report 02/17/2006

Investigation Report : Cpl. Stolzenbach stated that I/M Wilson was only having a meeting with another inmate, he was not working on anything resembling any project that any other inmate has never been working on.

Reason for Referring:

Offender's Signature: _____

Date : _____

Witness (Officer) : _____

SCI Sussex Correctional Institution
PO Box 500

GEORGETOWN DE, 19947
Phone No. 302-856-5280

Date: 03/07/2007

GRIEVANCE INFORMATION - IGC

OFFENDER GRIEVANCE INFORMATION

Offender Name : WILSON, JAMES A J	SBI# : 00163663	Institution : SCI
Grievance # : 23695	Grievance Date : 02/08/2006	Category : Individual
Status : Resolved	Resolution Status : Level 2	Inmate Status :
Grievance Type: Staff Issues	Incident Date : 02/08/2006	Incident Time : 00:01
IGC : Atallian, Michael J	Housing Location : Bldg V, Tier C, Cell 6, Top	

IGC

Medical Provider:

Date Assigned

Comments:

Inmate will not appeal Wardens decision.

☐ Forward to MGC ☐ Forward to Medical Provider ☒ Warden Notified

☒ Forward to RGC **Date Forwarded to MGC :** 02/24/2006

☒ Offender Signature Captured **Date Offender Signed :** 03/03/2006

000068

GRIEVANCE INFORMATION - RGC**OFFENDER GRIEVANCE INFORMATION**

Offender Name : WILSON, JAMES A J	SBI# : 00163663	Institution : SCI
Grievance # : 23695	Grievance Date : 02/08/2006	Category : Individual
Status : Resolved	Resolution Status : Level 2	Inmate Status :
Grievance Type: Staff Issues	Incident Date : 02/08/2006	Incident Time : 00:01
IGC : Atallian, Michael J	Housing Location : Bldg V, Tier C, Cell 6, Top	

RGC**Date Received :** 02/24/2006**Date of Recommendation:** 03/02/2006**GRIEVANCE COMMITTEE MEMBERS**

Person Type	SBI #	Name	Vote
Inmate	00362115	PATTERSON, ROB L J	Deny
Inmate	00092096	ANDREWS, DAVID P	Deny
Staff		Deel, James E	Deny
Staff		Cordrey, Gerald M Jr	Deny
Staff		West, Darrick E	Abstain

VOTE COUNT**Uphold :** 0**Deny :** 4**Abstain :** 1**TIE BREAKER**

Person Type	SBI #	Name	Vote
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RECOMMENDATION

Committee recommends denial, because this is not within our power.

PO Box 500

GEORGETOWN DE, 19947

Phone No. 302-856-5280

GRIEVANCE INFORMATION - WARDEN

OFFENDER GRIEVANCE INFORMATION

Offender Name : WILSON, JAMES A J	SBI# : 00163663	Institution : SCI
Grievance # : 23695	Grievance Date : 02/08/2006	Category : Individual
Status : Unresolved	Resolution Status :	Inmate Status :
Grievance Type: Staff Issues	Incident Date : 02/08/2006	Incident Time : 00:01
IGC : Atallian, Michael J	Housing Location : MERIT, EAST, Cell 212, Bed B	

REFERRED TO

Due Date : Referred to: Name:
Type of Information Requested :

DECISION

Date Received : 03/02/2006
Decision Date : 03/02/2006 Vote : Deny
Comments :

Rick Keamy
WARDEN / WARDEN'S DESIGNEE SIGNATURE

I WISH TO APPEAL THIS TO THE BUREAU GRIEVANCE OFFICER (B.G.O.)

YES:

DATE

NO:

James A. Wilson
GRIEVANT'S SIGNATURE

DATE

Capt. M. J. Atallian
I.G.C. SIGNATURE

DATE

Certificate of Service

I, James Wilson, hereby certify that I have served a true

And correct cop(ies) of the attached: Answer to States

Summary Judgment / Cross motion Summary Judgment upon the following parties/person (s):

TO: U. S. District Court

J. Caleb Boggs building

844 King St.

Locker Box 18

Wilmington, DE 19801

TO: Office of Attorney

General

STACEY XARHOUAKOS

820 N. French St

Wilmington, DE 19801

TO: _____

TO: _____

BY PLACING SAME IN A SEALED ENVELOPE, and depositing same in the United States Mail at the Delaware Correctional Center, Smyrna, DE 19977.

On this 2 day of August, 2007

James A. Wilson